

11-13-06

IFW

Receipt

CASE TX/4-32997B

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10	
EV 678113134 US Express Mail Label Number	November 10, 2006 Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

OOMURA ET AL.

APPLICATION NO: 10/552,005

FILED: NOVEMBER 14, 2005

FOR: SOLID PHARMACEUTICAL COMPOSITIONS COMPRISING A SIP  
RECEPTOR AGONIST AND A SUGAR ALCOHOL

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

LETTER CORRECTING OFFICIAL FILING RECEIPT

Sir:

The official filing receipt received in the above-identified application erroneously lists the Title.  
Please issue a corrected filing receipt listing the Title as follows:

--SOLID PHARMACEUTICAL COMPOSITIONS COMPRISING A SIP RECEPTOR AGONIST AND A  
SUGAR ALCOHOL--

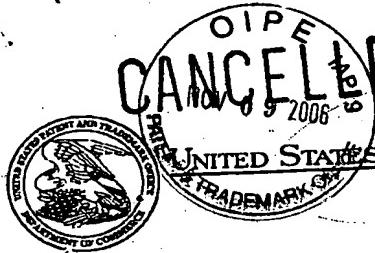
A copy of the filing receipt with the correction noted is enclosed. Also enclosed is a copy of the first page of the International Search Report showing wherein the text of the title was changed to the above-listed title by the European Patent Office.

No fee is believed to be required by this request for a corrected filing receipt.

Respectfully submitted,

Peter J. Waibel  
Attorney for Applicants  
Reg. No. 43,228

Novartis  
Corporate Intellectual Property  
One Health Plaza, Building 104  
East Hanover, NJ 07936-1080  
(862) 778-7951  
Date: November 10, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE



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APPL NO.	FILING OR 371 (C) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/552,005	11/14/2005	1614	1030	TX/4-32997B		✓ 10	✓ 1

CONFIRMATION NO. 6462

## FILING RECEIPT



\*OC000000020211495\*

1095  
 NOVARTIS  
 CORPORATE INTELLECTUAL PROPERTY  
 ONE HEALTH PLAZA 104/3  
 EAST HANOVER, NJ 07936-1080



Date Mailed: 08/29/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

- ✓ Tomoyuki Oomura, Oita, JAPAN;
- ✓ Madhusudhan Pudipeddi, Edison, NJ;
- ✓ Colleen Ruegger, Morris Plains, NJ;
- ✓ Alan Edward Royce, Saylorburg, PA;
- ✓ Masaki Sasaki, Oita, JAPAN;
- ✓ Tokuhiro Tamura, Fukuoka, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number **1095**.

## Domestic Priority data as claimed by applicant

- ✓ This application is a 371 of PCT/EP04/03656 04/06/2004
- ✓ which claims benefit of 60/461,215 04/08/2003.

## Foreign Applications

If Required, Foreign Filing License Granted: 08/28/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/552,005**

Projected Publication Date: 12/07/2006

Non-Publication Request: No

Early Publication Request: No



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Title      Solid Pharmaceutical Compositions Comprising A SIP Receptor Agonist And A  
           Organic compound — Sugar Alcohol

Preliminary Class

424

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in effect in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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PATENT COOPERATION TREATY

**PCT**

**INTERNATIONAL SEARCH REPORT**

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference <b>4 -32997B/USN</b>	<b>FOR FURTHER ACTION</b>	
International application No. <b>PCT/EP2004/003656</b>	International filing date (day/month/year) <b>06/04/2004</b>	(Earliest) Priority Date (day/month/year) <b>08/04/2003</b>

Applicant

**NOVARTIS AG**

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 4 sheets.

It is also accompanied by a copy of each prior art document cited in this report.

**1. Basis of the report**

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b.  With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2.  Certain claims were found unsearchable (See Box II).

3.  Unity of invention is lacking (see Box III).

4. With regard to the title,

the text is approved as submitted by the applicant.

the text has been established by this Authority to read as follows:

**SOLID PHARMACEUTICAL COMPOSITIONS COMPRISING A SIP RECEPTOR AGONIST AND A SUGAR ALCOHOL**

5. With regard to the abstract,

the text is approved as submitted by the applicant.

the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regards to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. \_\_\_\_\_

as suggested by the applicant.

as selected by this Authority, because the applicant failed to suggest a figure.

as selected by this Authority, because this figure better characterizes the invention.

b.  none of the figures is to be published with the abstract.